

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE

AT Knoxville

FILED

NOV - 4 2020

Clerk, U. S. District Court
Eastern District of Tennessee
At Knoxville

Jeremiah Ballew

Name of plaintiff (s)

v.

Knox County Sheriff

Sgt. Kidd et. al

Davis and medical

Name of defendant (s)

Case No.

3:20-mc-70
(to be assigned by Clerk)

Varlan / Equyton

COMPLAINT

1. A short and plain statement of the grounds for filing this case in federal court (include federal statutes and/or U.S. Constitutional provisions, if you know them):

Medical negligents and mental health negligents
Negligents PTSD, cruel and unusual punishment (a violation of the ada act)
Abuse of authority cruel and unusual conditions violation of U.S

2. Plaintiff, Jeremiah Jackson Ballew resides at (See continue pg 4)

5001 Maloneyville Rd, Knoxville
street address city

Knox, TN, 37918, 615-586-8543
county state zip code telephone number

Secondary address
(if more than one plaintiff, provide the same information for each plaintiff below)

→ Jeremiah J. Ballew 1111 Forest Ave Smithville TN 37166

3. Defendant, Knox County Sheriff's Office lives at, or its business is located at

5001 Maloneyville Rd, Knoxville,
street address city
Knox, TN, 37918.
county state zip code

(if more than one defendant, provide the same information for each defendant below)

Sgt. Kidd, Davis and medical, Off. Ronnie Lee; Off. Crain,
Cpl. Harvey-, Off. Potter, Off. Hamlin, Off. Moore,
Off. Smith, Off. Hall, Off. Thornberry. (All in violation of 6 feet
rule w/o mask or proper PPE)

4. Short and plain statement of your claim (state as briefly as possible the facts of your case and how each defendant is involved. You may use additional paper if necessary):

While being housed at KCSO I have not been given
proper PPE for Covid-19 (corona virus) protection,
cleaning supplies, anti-bacterial soaps, etc. I have
ask for items and was denied or given a (Deodorant
Bar) which is not antibacterial. I have been placed
in quarantine for 2 week where I was placed in
another cell after being moved twice. I was placed
with a different cell mate in a dirty cell where
I ended up catching the Flu from inmate (Troy
Stringer) was denied cleaning supplies for over
24 hours and then not given proper cleaning supplies
(continues on Exhibit C Front & back)

5. A demand for judgment for the relief you seek (list what you want the Court to do):

- a. 5 million dollars plus attorney fees and
any other extra charges to my account from KCSO
- b. Off. Kidd 250,000.00, Off. Ronnie Lee 250,000,
Off. Thornberry 250,000, Cpl. Hurvey 250,000, see exhibit D front
- c. The excessive fees for Mental Health, Dental,
Health, Commissary, meds, and Phone Pin
- d. I would like protection from retaliation from AFORE
mention defendant's other KCSO employee's

I (We) hereby certify under penalty of perjury that the above complaint is true to the best of my (our) information, knowledge and belief.

Signed this 29th day of Oct, 2020.

Jeanvil Bellu

Signature of plaintiff (s)

Constitution right 8th amendment, vulnerability to
covid-19 (corona virus). Denial of equal protection see exhibits
A front and back, Exhibit B front.

Abuse and misagents of state and federal funds staff.
misconduct excessive funds and fees, commissary mark ups
and phone system C..pln dec 2018 pg 34 Unjust enrichment
Violation of rehabilitation act (RA) Americans with disabilities
act (ADA) Brady vs. Maryland violation of rehabilitation
act denial of equal protection by projecting inmates to
the covid-19 (corona virus) by not wearing proper ppe,
and coming into closed quarters with inmates and on
staff. I have not been given a micro fiber mask to
protect myself. I was given a sock with strings
sewed on it for protection for my face? On 10/23/20
@ 1:06pm I started logging in-fractions after asking off.
Ronnie Lee why he wasn't wearing his mask and could he place
it on. In response Off. Lee said that he was told by his boss
Sheriff Spangler that it was a violation of his officers
constitutional rights to be told to wear a mask in a Gov. build-
ing. Off. Lee then said the Gov. could suck his dick before he
would place his mask on and wear it in the building
like the law states that every person or persons in a
Gov. facility have a mask and also follow the 6-ft
rule in no more than (10) ten to a group?! (continued

V. RELIEF

(State BRIEFLY exactly what you want this Court to do for you. Make NO legal arguments.

Cite NO cases or statutes.)

I would like payment for 3 million dollars plus attorney fees & any other charges by KCSO to my account. For excessive fees for mental health, Dental, Health, Commissary, meds, and Phone Pins & E-mail charges. I would like protection from retaliation from AFORE mention defendant and KCSO employees.
(continued on Exhibit E Front)

I (We) hereby certify under penalty of perjury that the above complaint is true to the best of my (our) information, knowledge and belief.

Signed this Oct day of 29th, 2020.

Jeremiah Ballou
Signature of plaintiff(s)

Exhibit: A

- 1) Joel Ewert, Gov. Bill Lee Declares state of emergency on march 12th of 2020. To combat spread of Corona Virus Cova-19 Knoxville News www.knoxnews.com/story/news/politics/2020/3/12/5030408002
Schools, Workplaces, ³ community work places, CTR. For Disease control ³ prevention, <https://www.cdc.gov/Coronavirus/2019-ncov/community/index.html> (last updated March 15, 2020.)
- 2) Further the CDC 'Community Mitigation Guidelines for organizations serving high-risk populations or seniors include recommendations such as daily temperature ³ symptom screenings ³ altering schedules to reduce mixing of individuals, and canceling gatherings of more than (10) individuals. Implementation Strategies for communities with local Covid-19-Transmissions, CTR. For Disease control ³ prevention, <http://www.cdc.gov/Coronavirus/2019-ncov/downloads/community-mitigation-strategy.pdf>, (last visited March 15th of 2020.)
- 3) The Tennessee Department of Health recommends that citizens of the state of Tennessee follow these CDC recommendations. Corona Virus Disease (Covid-19) Tenn. Dept. of Health, <https://www.tn.gov/health/cedep/ncov.html>, (last visited march 15 2020)
- 4) With confirmed cases that indicate community spread, now is the time to take action to protect vulnerable populations and community at large

Exhibit: A Back

work in them leave & return daily, visitors regularly stream through, and inmates are arrested & released. Viruses of all kinds have multiple entry points, and those that enter tend to spread fast. Outbreaks of the flu regularly occur in jails, and during the H1N1 Pandemic in 2009, many jails and prisons dealt with high numbers of cases. Nicole Westman, Prisons & jails are vulnerable to Covid-19 outbreaks, The Verge (March 7, 2020 8:30am) <https://www.theverge.com/2020/3/7/21167807/coronavirus-prison-jail-health-outbreak-covid-19-flu-soap>. See Martin Kaste, Prison & Jails Worry about becoming Coronavirus "incubators", NAT'L Pub radio, (March 13, 2020 12:00pm)

- 6) Currently, our local jails are overcrowded. Incarcerated defendants are held two or three inmates to a cell. They do not have access to hand sanitizer or any other antiviral cleaner-soaps! They have no frequent, access to soap & water.
- 7) The current conditions are not contrary to those recommended by the CDC, which recommends that people are not to remain in small closed quarters, & that they maintain a six-foot distance between them. Further there is a shortage of medical staff and equipment including specialized equipment necessary to sustain life in case of severe infection and or pandemic symptoms. Should someone become symptomatic or exposed, The only way to insure the health of others would be to place the infected person or quarantine them in Solitary confinement, or other harsh conditions, which would be cruel & unusual. It is very possible that inmates will DIE without appropriate care, alone, and without access to their families.

- 8) Many people who are incarcerated also have chronic conditions, like diabetes, hepatitis, asthma, chronic, decreased lung capacity or other

Exhibit: B. Front

forms of Lung or Respiratory disease, or HIV, AIDS, which makes them vulnerable to severe forms of covid-19, Corona Virus

- 9) When Corona Virus (covid-19) suddenly exploded in China prisons there were reports of more than five hundred (500) cases spreading across five (5) facilities in three (3) provinces. In Iran fifty-four thousand (54,000) inmates were temporarily released back into the country amid virus fear. Claudia Lauer & Colleen Long, U.S. Prisons, Jails on alert for Spread of corona virus, NBC Washington (March 7, 2020 3:50 AM) <http://www.nbcwashington.com/news/corona-virus/us-prisons-jails-spread-of-coronavirus-2233762> / 050urc=db npd nbc wrc twt shr.

Around Sept 20th through the first of Oct 10th I was pulled from IC room 121 and brought to 1D for 2 days and then placed back in IC in 116 with a different inmate & diff cell that was not cleaned & still had trash from previous inmates. I was placed in the cell with Troy Stringer who was also brought back from another unit. Neither one of us was tested and I was in a solitary cell in 1D before moved back the cell in 1D was not clean neither and was placed in without mat, or anything at all! We were placed on quarantine for 14 days. Because there was possibly 3 guys who tested positive for Covid-19 virus. I placed a request to be moved to KCI twice for being in fear of my life b/c of outbreaks in KSCD I was never moved or even told why I couldn't be rehoused?

Denial of equal protection unjustfully regiment and inneglegant

Exhibit B From

Brady vs. Meral act exculpatory evidence # 490 373
vix. 83 1963

I am also asking for protection from retaliation in order
not to thwart a diffendants investigation.

Ex: C Front

While being incarcerated at KCSO I have had to seek treatment through Mental Health for my Depression, BI-Polar, PTSD, and excessive anger problems because of the punishment of the jail and being placed in 'The hole' for five(5) months straight. Where I have been exposed to at least 3 cases of corona (Covid-19) out breaks. I have been placed in multiple cells without them being cleaned and or cleaned properly with proper PPE supplies and or mask, anti-bacterial soaps, sanitizers...etc. I have been in here since August 24th 2020. In this time I have been yanked out of my cell and handcuffed w/o anyone explaining why or where I was going. In regards to this happening it has been multiple occasions where it has triggered my PTSD & Depression on these multiple occasions. From verbal abuse or by hearing them close to your door & instantly going on guard, or protection mode. From Insults to

Ex: C Back

just being plain talked to like trash. Also being placed in unsanitary environments from dirty showers to dirty cells. I do not know how many mats here I have been placed on w/o them being cleaned or disinfected also they have been black mold in my cell and also on my mats. They have taking my sheets and blankets for hours upon hours on multiple occasions. I've been placed in a cell w/o a mat at all for up to four (4) hours. I have put in a total of 2 transfers to be placed at or in a different housing environment at the KCJ for being in fear for my life and health w/o a response or given any reason why I can't transfer. I have listened to staff bash the Gov. Bill Lee for his making of the mask laws placed in order for inmate safety by the government and president. I have also been placed in unhealthy living quarters with black mold growing in cell 1D 114 and also on multiple old mats with black mold. These mats are passed from inmate to inmate with out being cleaned or sanitized. I have been charged 3 times for the same medicine and also for legal mail info?

Ex: D Front

off. Potter 100,000., off. Crain 100,000.00,
off. Hamlin 100,000, off. Moore 100,000.00;
off. Smith 100,000, off. Hall 100,000.

Ex: E Front

Off. Kidd, Off. Ronnie Lee, off. Thornberry,
Cpl. Harvey, Off. Potter, off. Crain, off. Hamlin,
off. Moore, off. Smith, off. Hall

Took place 1D RM 114 (Detailed Log) Exi: F (Front)
10/23/20 106pm 1st Shift - Off. Ronnie Lee was asked why he was not wearing his mask and could he please place it on his face as the law requires us so he does not spread Covid-19 (corona virus). He denied to place mask on. He was then told it is a law by the Gov. of Tenn. that all people in Gov buildings wear proper PPE, micro fiber mask to stop the spread of Covid-19. Mr. Lee responded that he would not be told what to do that the Gov could suck his dick and his boss Sheriff. Spangler said that was a violation of his officers admindment rights as the new law states they do. Also he would not enforce it on them. But we get an extra 2 days added to our hal time or placed in the hole for up to 15 days if we don't follow this rule? So I am starting this log of officers in violation!

10/23/20 Off. Crain 2nd shift No mask and ask to place it on. In response Mr. Crain said he will not and does not have to wear a "Fucking mask" and "I will not wear one"

10/23/20 3:08pm Off. Crain still refuses to place mask on.

10/23/20 400pm After asked by a medical staff member to place his mask on while she passed out meds he complied for her sake she said

10/23/20 7:00pm 2nd shift I stopped cpl. Harvey & Lt Spreng to one ask for a greivance form to file a complaint about officers not wearing mas (He was not happy) his response was where is your mask at? I said I don't have a proper mask to wear. Cpl. Harvey replied "yeah I'll bring you a grievance" (with a smart ass attitude!)

10/23/20 7:30pm 2nd shift off. Crain no mask! When asked why not he responded "Fuck that mask"

10/24/20 4:30am 3rd shift officer on duty no mask passing out breakfast.

10/24/20 830 AM 1st shift Off. Lee came to my door no mask passing out meds in return exposing me to Covid-19 virus?

Exi: F (Back)

10/24/20 2:35pm 2nd shift Off. Potter Came into Pod 3 walked through door to door w/o mask.

10/24/20 3:15pm Off. Potter came in from another pod w/o mask

10/24/20 8:18pm Off. Hamlin walking through POD 3 stopping at doors talking with inmates w/o mask also coughing.

10/25/20 10:35AM 1st Shift Off Thornburry walking through POD w/o out Proper PPE mask and coughing through out day sitting in and walking through Pod still no mask.

10/25/20 2:35pm 2nd shift Off. Moore during head count he stopped at doors talking to all inmates w/o mask or proper PPE

10/26/20 5:15AM 3rd shift feeding the POD breakfast w/o proper PPE

10/25/20 I noticed my account had been charged twice (2) for the same prescription of IBproffin (around 18\$) When asked why I was charged twice medical staff told me to file grievance.

10/26/20 8:30am Off. Thornburry going door to door w/ med lady w/o mask or proper PPE and removing his cloth face shield talking w/ inmates. Also placing unsanitized handcuffs from one inmate to another possibly spreading covid-19 virus?

10/26/20 3:30 - 4:00 pm 2nd shift Cpl. Harvey and Lt. Kidd came in from going Pod to Pod where they could've or could not had cases of covid-19 outbreaks? Neither one was wearing a mask or proper PPE.

10/26/20 4:20pm Off. Smith & 4 hall men from other PODS came in to work on floors w/o anyone wearing mask in any POD!

10/26/20 5:30pm Officer, Smith and 2 hall men went from cleaning floors to passing out Dinner trays w/o cleaning hands or covering faces

Ex: G

10/27/20 1:30pm 1st Shift Off. Hall going through POD cell to cell w/o mask or proper PPE exposing inmates to possible covid-19 virus

10/28/20 1:00pm-1:30pm? 1st Shift Off. Thornburry walking through POD verbally abusing inmates by calling them little bitches & threatening to shit in their laundry bags.

10/28/20 2:45pm 2nd Shift Lt. Kidd came in POD w/o wearing a mask or proper PPE requirements with him being a leader at KCSO?

10/29/20 12:00pm 1st Shift Off. Hall & Off. Thornburry came into POD and walked around exposing inmates to a possible covid-19 outbreak

10/29/20 3:30pm 2nd Shift Off. Crain w/o mask or proper PPE equipment passing out supplies and Non-antibacterial soap!

10/29/20 6:55pm Off. Crain Walking through POD w/o mask.

10/30/20 5:30 AM Off. Bratin serving breakfast with (3) three hall men no one wearing mask or proper PPE

10/30/20 7:30 AM Off. Bart walking through POD w/o mask

10/30/20 8:00 AM Off. Bart walking through POD w/o mask stopping at door talking without mask or proper PPE

I have continued this log up to date and also have kept a copy for myself of these things. Something needs to be done about the unsanitary living conditions at the KCSO & also the way the staff talk too and treat inmates here. We are subjected to cruel living environments here & can not get any help from the higher ups here it actually gets worse the higher up you go here? This is not how you treat other human beings? Someone help KCSO before more people die or continue to be harmed!

Jeremiah J. Balles 487573
5001 Maloneyville Rd
Knoxville TN, 37902

Est. District of Tennessee
U.S. District Court Office of Clerk
800 Market Street Suite # 130
Knoxville TN, 37962

Sender is an inmate of
Correctional Facility

INSPECTED
NOV 04 2020
FILED

